

Panaji, 2nd March, 1978 (Phalguna 11, 1899)

SERIES II No. 48

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Secretariat Administration and Co-ordination Division

Corrigendum

No. 16-5-77-Div. III

In the order of even number dated 1-2-78 published in the Official Gazette Series II, No. 45 dated 9-2-78 regarding the appointment of persons to the grade of Mamlatdar/Block Development Officers/Joint Mamlatdars/City Survey Officers, the initials of persons indicated at Sr. Nos. 5, 10, 13 and 15 should be read as follows:

- 5 — Smt. M. H. D'Souza Miranda.
- 10 — Shri V. S. Sawant.
- 13 — Shri J. M. D'Cunha.
- 15 — Shri P. Barreto.

In addition, the designation "City Survey Officer" wherever appears may be read as "Enquiry Officer, City Survey".

K. N. S. Nair, Under Secretary (S.A. & C.).

Panaji, 22nd February, 1978.

Works, Education and Tourism Department

Order

No. WET/7/3-1/78-PWD

On deputation from the Government of Maharashtra, Shri M. F. Kodkani, Executive Engineer (Medium Project) Division Chandrapur, is appointed as Executive Engineer (Group 'A' — Gazetted) in Public Works Department, Goa, in the scale of pay of Rs. 1100-50-1600 for an initial period of two years in the first instance, with effect from the date of his joining, on the terms and conditions contained in the Ministry of Finance O.M. No. F-10(24)-E.II/60 dated 4-5-1961, as amended from time to time.

His posting will be decided later, once he joins the duties.

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Works, Education and Tourism).

Panaji, 25th February, 1978.

Directorate of Education

Order

N. DE/Accts/GPF/I/71/34637

Govt. of India, Ministry of Education and Social Welfare, New Delhi have conveyed their approval for extension of the period of option by another 3 months from the date of issue of their letter No. A. 35017/8/71-UT-I dated 28-10-1976.

Amendment to rule 3-in sub rule (iv) of rule 3 of Govt. order No. DE/Sec/32/66/2 1848 dated 25th March, 1971, the period of 3 months from the date of issue of these rules shall be substituted by words 3 months from 28-10-1976.

This issues with the concurrence of Finance Department Govt. of Goa, Daman and Diu vide their U. O. No. Fin (E)/4709/75 dated 10-12-1975.

By order and in the name of the Administrator of Goa, Daman and Diu.

B. Da Cruz, Director of Education and Additional Secretary to the Govt. of Goa, Daman and Diu.

Panaji, 22nd February, 1978.

Local Administration and Welfare Department

Notification

No. HS-8-1-A-68(Part)

Read: — Notification No. HS-8-1-A/68 dated 19-4-1975.

In exercise of the powers conferred by section 11 of the Goa, Daman and Diu Housing Board Act, 1968, and clause 3(c) of the Goa, Daman and Diu Housing Board Rules, 1969, the Administrator of Goa, Daman and Diu is pleased to sanction 30 days leave to Shri M. S. Talaulikar, Chairman of Goa, Daman and Diu Housing Board, Panaji with effect from 6-3-1978 to 4-4-1978.

The Chief Engineer, Public Works Department should look after the work of Chairman, Housing Board in addition to his own duties, during the absence of Shri M. S. Talaulikar.

By order and in the name of the Administrator of Goa, Daman and Diu.

E. N. Rodrigues, Under Secretary (Revenue).

Panaji, 21st February, 1978.

Corrigendum

No. 6-2-76-LSG(50)

Read: 1) Order No. 443/65 dated 1-11-1965.

2) Order No. 6-2-76-LSG(50) dated 21-11-1977.

The Section 23(b) appearing in para one, line two order No. 6-2-76-LSG(50) dated 21-11-1977, may be read as Section 13(b):

By order and in the name of the Administrator of Goa, Daman and Diu.

E. N. Rodrigues, Under Secretary (Revenue).

Panaji, 22nd February, 1978.

Revenue Department

Notification

No. RD/LQN/333/77

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Construction of Public Crematorium at Sancordem.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing com-

pensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Deputy Collector, Goa South Division, Margao-Goa, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji-Goa.
2. The Deputy Collector, Goa South Division, Margao-Goa.
3. The Director of Land Survey, Panaji-Goa.
4. The Block Development Officer, Sanguem-Goa.

6. A rough plan of the said land is available for inspection in the office of the Deputy Collector, Goa South Division, Margao-Goa, for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/ Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1	Sanguem	Sacordem	—	67	Smt. Bhagirathi Pandurang Amshekar, r/o. Sancordem. Shri Prabhakar Pandurang Amshekar, r/o. Sancordem. Kum. Sudha Pandurang Amshekar, r/o. Sancordem.	8,100.00
Boundaries:						
North: River, Survey No. 69 and Survey No. 68.						
South: Road.						
East: Survey No. 69 and Survey No. 68.						
West: Nalla.						
Total:						8,100.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 22nd February, 1978.

Notification

No. RD/LQN/395/77

Whereas it appear to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is need for public purpose for approach road to Dabal Bridge (Additional area).

And Whereas in the opinion of the Government the provisions of Sub-Section (1) of Section 17 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") are applicable.

Therefore the Government is pleased to notify under Sub-Section (1) of Section 4 of the said Act that the said land is needed for the purpose specified above.

The Government is also pleased to direct under Sub-Section (4) of Section 17 of the said Act that the provisions of Section 5A of the said Act shall not apply in respect of the said land.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any Surveyors or other persons employed upon the said land for the purpose of the said Acquisition. Any contracts for the disposal of said land by sale, lease, mortgage, assignment, exchange or otherwise or any outlay commenced or improvement made thereon

without the sanction of the Collector after the date of publication of this Notification will under Clause (Seventh) of Section 24 of the said Act, be disregarded by the Officer assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Government Gazette, in the due course. If the acquisition is abandoned wholly or in part, the fact will be duly notified in the Government Gazette.

4. The Government is further pleased to appoint under Clause (c) of Section 3 of the said Act, the Land Acquisition Officer, Collector's Office, Panaji, to perform the functions of the Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under Sub-Section (2) of Section 4 of the said Act, the following Officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji-Goa.
2. The Land Acquisition Officer, Collector's Office, Panaji-Goa.
3. The Superintending Engineer II, Circle II, P. W. D., Panaji-Goa.

4. The Executive Engineer, Works Division II (R & B),
P. W. D., Panaji-Goa.
5. The Director of Land Survey, Panaji-Goa.

6. A rough plan of the said land is available for inspection in the Office of the Land Acquisition Officer, Collector's Office, Panaji, from the date of this Notification.

SCHEDULE

Taluka	Village	Plot No.	Survey No.	Name of the person believed to be interested	Area in sq. mts.
1	2	3	4	5	6
Ponda	Nirankal	1	—	Dr. Raghunath Ramchandra Prabhu Sawkar, Near Forest Colony, Ponda.	2055.375
<i>Boundaries:</i>					
N: Dr. Raghunath R. P. Sawkar.					
S: Nalla.					
E: River.					
W: Nalla.					
— do —	— do —	2	—	Dr. Raghunath Ramchandra Prabhu Sawkar.	2797.625
<i>Boundaries:</i>					
Dr. R. R. Prabhu Sawkar.					
S: P. W. D. Road.					
E: Nalla & River.					
W: Nalla.					
Total					4853.00

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 16th February, 1978.

Notification

No. RD/LQN/261/76

Whereas by Government Notification No. RD/LQN/261/76 dated 29-10-1976 published on page 267-268 of Series II, No. 33 of the Official Gazette, dated 11-11-1976 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Construction of road Piligao to Mata.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the said Act, that the said land specified in the schedule

hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector Goa, North Division, Panaji-Goa, to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Deputy Collector Goa, North Division, Panaji-Goa, till the award is made under Section 11.

SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Bicholim	Piligao	1	S. No. 67 Part 1 to 3 S. No. 68 Part 1 & 2	1. Heirs of Amelia Violante Pinto Rebello. 2. Jorge Pinto Rebello. 3. Doric Pinto Rebello Represented by his mother Rita Rebello. 4. Otolino Rocha.	825.00
2.	— do —	— do —	2	S. No. 101 Part 1	Heirs of Ganapatrao Shamrao Dessai of Lamgao-Bicholim.	5,650.00 200.00
3.	— do —	— do —	3	S. No. 84 P. No. 1	Shri Shripad Bhairao Natekar of Mapusa.	792.00
Total						7,467.25

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 23rd February, 1978.

Notification

No. RD/LQN/240/77

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as

the "said land") is likely to be needed for public purpose viz. for Anjunem Irrigation Project (Submergence area) Ponsuli Village.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894

(hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Special Land

Acquisition Officer for Salaulim Irrigation Project, Panaji-Goa, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji-Goa.
2. Special Land Acquisition Officer for Salaulim Irrigation Project, Panaji-Goa.
3. Superintending Engineer, Circle III, P. W. D., Panaji-Goa.
4. Executive Engineer, Works Division XVIII, P. W. D., Panaji-Goa.

6. A rough plan of the said land is available for inspection in the office of the Collector of Goa, Panaji-Goa, for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE (Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Holding No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
1.	Satari	Ponsuli	1	3	1) i) H. Rama Deu Gauns. ii) Bhikaji Deu Gauns. iii) Laximan Deu Gauns. iv) Kashiram Budaji Salelkar. v) Chandrakant B. Salelkar. vi) Fati B. Salelkar. 2) H. Sateri Devi of Ponsuli. 3) Rama Kamno Dessai.	4,080.00
2.	— do —	— do —	2	2	1) Khema Babi Gauns. 2) Razgo V. Gauns.	8,000.00
3.	— do —	— do —	3	3	1) i) Rama Deu Gauns. ii) Bhikaji D. Gauns. iii) Laximan D. Gauns. 2) Jaishree Naik. 3) Rama Deu Gauns.	61,925.00
4.	— do —	— do —	4	1	1) Government.	8,450.00
5.	— do —	— do —	5	1	1) Forest Department.	12,000.00
6.	— do —	— do —	7	2	1) Rama Deu Gauns. 2) Bicaji Deu Gauns, Laximan Deu Gauns. 3) Rama Kamno Dessai, Laximan K. Dessai, Yeshwant Ladu Dessai.	7,350.00
7.	— do —	— do —	8	2	1) Rama Ladu Naik. 2) Government.	14,050.00
8.	— do —	— do —	9	4	1) Narayan Fotti Salelkar, Mahadev F. Salelkar, Rajaram F. Salelkar. 2) Narayan Foti Salelkar, Mahadev F. Salelkar, Rajaram F. Salelkar, Kashiram Budaji Salelkar, Chandrakant B. Salelkar, Fotti B. Salelkar.	19,225.00
9.	— do —	— do —	10	3	1) Government. 2) Government. 3) Rama Kamno Dessai Laximan C. Dessai, Yeshwant Ladu Dessai.	5,520.00
10.	— do —	— do —	11	1	1) Forest Department.	40,200.00
11.	— do —	— do —	12	3	1) Government. 2) Bablo Appa Salelkar. 3) Sati Govind Tanodi.	13,575.00
12.	— do —	— do —	13	2	1) Sathya Bhama Sakharam Massurkar. 2) Rama Budo Tanodi.	7,675.00
13.	— do —	— do —	14	12	1) Government.	53,725.00
14.	— do —	— do —	15	2	1) Kashiram Soma Kerkar. 2) Rama Budaji Tanodi.	6,250.00
15.	— do —	— do —	16	3	1) Government. 2) Kashiram Soma Kerkar. 3) Tukaram Chandru Tanodi.	19,500.00
16.	— do —	— do —	17	2	1) Government. 2) Laxman Mosso Tanodi.	19,400.00
17.	— do —	— do —	18	1	1) Forest Department.	4,875.00
18.	— do —	— do —	19	1	1) Forest Department.	20,300.00

1	2	3	4	5	6	7
19.	Satari	Ponsuli	23	1	1) Government.	6,000.00
20.	— do —	— do —	24	2	1) Government.	8,240.00
21.	— do —	— do —	25	5	1) Vithoba Foto Shirodkar. 2) Suriyaji Mahadeu Salelkar. 3) Harischandra Masso Tanodi. 4) Government. 5) Government.	18,600.00
22.	— do —	— do —	26	8	1) Government. 2) Yeshwant Ladu Dessai. 3) Laxman K. Dessai.	20,910.00
23.	— do —	— do —	27	2	1) Government.	16,625.00
24.	— do —	— do —	28	2	1) Government. 2) Bhavashaheb Raghoba Rane, Bacharam V. Rane, Sheravati Dattaram Rane, Vaikantrao V. Rane, Perta Balasaheb Rane.	8,040.00
25.	— do —	— do —	29	1	1) Government (Other rights structure held as follows): a) Zablo Fati Redkar. b) Tukaram Tanodi. c) Fati Govind Tanodi. d) Appa Bablo Saterikar. e) Rama Ladu Naik. f) Rama Deu Gauns. g) Rama Budo Tanodi. h) Bhikaji Deu Gauns. i) Laximan Deu Gauns. j) Vithoba Foto Shirodkar. k) Rajaram Fati Salelkar. l) Mahadev F. Salelkar. m) Laxman Mosso Tanodi. n) Foti Budho Salelkar. o) Chandrakant Budaji Salelkar. p) Jaishree Naik. q) Narayana Ladu Degekar. r) Babaji Raoji Degekar. s) Yeshwant Ladu Dessai. t) Rama Kamno Dessai. u) Chado Kusta Salelkar. v) Satyabhama Sakharan Masurkar.	1,800.00
Total						4,06,315.00

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 22nd February, 1978.

Public Health Department

Order

No. PHD/80(3)/76-Retirement/8285

The Union Public Service Commission having approved the recommendations of the Departmental Promotion Committee relating to the confirmation of Dr. Roberto A. Dias against the General Central Service, Class I (Group A) post of the Health Officer in the Directorate of Health Services Panaji under the Government of Goa, Daman and Diu as contained in the minutes of the Departmental Promotion Committee, the Administrator of Goa, Daman and Diu is hereby pleased to appoint Dr. Roberto A. Dias as permanent holder of the post of the Health Officer with effect from 26-2-1977.

By order and in the name of the Administrator of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary (Health).

Panaji, 22nd February, 1978.

Order

No. PHD/1(82)/77/Apptt.

On the recommendation of the Union Public Service Commission, Dr. Shankar Mukundrae Nagrare is hereby appointed

to the post of Public Health Dentist under the Directorate of Health Services, Panaji, and posted at Dental Clinic, Pernem, w. e. f. 28-1-1978 F. N. on an initial pay of Rs. 650/- (Rupees six hundred fifty only) in the scale of Rs. 650-30-740-35-810-EB-35-880-40-1000-EB-40-1200 on the terms and conditions contained in Government memorandum of even number dated 25-10-1977.

Dr. S. M. Nagrare has been medically examined and found fit by the Medical Board, Panaji.

By order and in the name of the Administrator of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary (Health).

Panaji, 22nd February, 1977.

Industries and Labour Department

Order

No. ID/Award/1/78/ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu on an industrial dispute between the Management of M/s. V. M. Salgaonkar and Bro. Pvt. Ltd. & M/s. Salgaocar Mining Industries Pvt. Ltd., and the workmen

employed under them is hereby published as required vide provisions of section 17 of the Industrial Disputes Act, 1947 (XIV of 1947).

G. M. Sardesai, Under Secretary, Industries and Labour.

Panaji, 15th February, 1978.

Before Shri R. V. Kollali, Presiding Officer, Industrial Tribunal-Cum-Labour Court, Government of Goa, Daman and Diu
Dona Paula, Goa

Reference No. IT/27/74

The workmen represented by The General Secretary, United Bargemen's Association, Navgi Mansion, Vasco-da-Gama, Goa.

... 1st party

V/s.

M/s. V. M. Salgaocar and Brothers Pvt. Ltd., Vasco-da-Gama, Goa & M/s. Salgaocar Mining Industries Pvt. Ltd., Vasco-da-Gama, Goa.

... 2nd Party

By Government Order No. 17 of 21st March, 1974 the Government of Goa, Daman and Diu referred the dispute between the workmen represented by Goa Dock Labour Union, Vasco-da-Gama and their employers M/s. V. M. Salgaocar and Bro. Pvt. Ltd. and M/s. Salgaocar Mining Industries Pvt. Ltd., for adjudication by this Tribunal with the following schedule:

SCHEDULE

"Whether the workmen of the barges of M/s. V. M. Salgaocar & Bro. Pvt. Ltd., and M/s. Salgaocar Mining Industries Pvt. Ltd., Sambhaji (Goa) resorted to partial strike from 3-12-1973 to 11-12-1973 and from 13-12-1973 to 21-12-1973 and total strike from 11-12-1973 to 12-12-1973?

If so, whether their action was legal and justified and whether the Management will be justified in deducting their wages for the said period and taking any other suitable action?"

By the claim statement filed by the union which sponsored the dispute, it was contended that there had been no partial strike between 3-12-73 and 10-12-73 and 13-12-73 to 21-3-73 on the part of the workmen who had been working strictly in accordance with the provisions of the Barua award; though there was a cessation of work on 11-12-73 and 12-12-73, there was no complete strike within the meaning of the Industrial Disputes Act, 1947; the cessation of work arose from the sinking of a barge called "RAJAN" and the death of the Captain of the barge and the fact that two of the crew were missing; the gangman refused to work and the port activities came to a standstill as the barges also could not work in the absence of the work on the part of the gangmen; therefore the stoppage of work cannot be attributed to the Barge crew. The notification declaring the Inland Water Transport as the public utility service by the Government of Goa, Daman and Diu was ultra vires and invalid and hence, the non-service of notice of strike could not help the management in refusing to pay the wages or from deducting from wages.

By the written statement, the management contended that there was partial strike during the dates shown in the schedule to the reference order and also complete strike on 11th and 12th December, 1973; the Barge Crew participated in the strike along with the gangmen; the declaration by the Government of Goa, Daman and Diu in regard to Inland Water Transport is valid and intra vires; and that the management was justified in deducting the wages for the period of strike.

After the written statement was filed, the case was posted for filing of the reply on behalf of the workmen. After taking quite a number of adjournments for filing reply the Union which had sponsored the dispute informed the Tribunal on 10th March, 1976 that it be permitted to withdraw from the dispute as the bargemen were being represented by another Union. On behalf of the management, the address of the new Union namely United Bargemen's Association, Vasco-da-Gama, Goa of the Bargemen was filed, and notice was issued to the new Union. Though the notice was served on the new Union on as many as five different dates, no-body on behalf of the Union appeared before the Tribunal to file reply. Then it was taken that there was no reply to be filed and the case

was posted for issue and documents. At that stage, the representative of the management suggested that in view of the failure of the Union to be present a Press Notice be issued to the concerned Barge Crew. He as asked to submit a draft of the Press Notice and for this purpose some dates were given to him. Thereafter in January, 1977, advocate Shri F. Rebello appeared on behalf of the Union and the publication of the Notice was then directed to be unnecessary. The advocate asked for adjournment for the purpose of filing reply and he was accommodated in 13 different dates but no reply was filed. Thereafter, on two subsequent dates neither of the parties were present and notices were issued to both the sides fixing the case for to-day i.e. 24-1-78.

To-day both the sides were present and they have filed a memo of settlement signed by both the sides. By the memo the parties informed the Tribunal that subsequent to the reference in this case the parties had entered into a settlement with the management in IT/6/76 and in order to ensure harmonious relations between the parties they desired that this particular reference be filed as settled. The memo further stated that the management agreed to drop the claims in regard to wages without going to the merits of the strike and that the Union also to drop all its claim in relation to the dispute referred to for adjudication. The Union also agreed that this settlement would not act as a presedent in future for similar reference.

The Tribunal is able to recall that in IT/6/76 there is an award by which the Barge-Crew have secured considerable benefits by way of increased wages and so on. In the light of that settlement, the parties now before the Tribunal have settled this dispute also in the cause of harmonious relations between themselves. The object underlying the present settlement is quite laudable. The settlement also does not impose on either sides any kind of liability. Hence the case is accepted.

In the light of the above observations, the following award is made.

AWARD

The dispute under reference having been settled, as per the memo annexed hereto and which shall be read as part of this award, the reference is filed.

Dona Paula.

(R. V. KOLLALI)

25th January, 1978.

Presiding Officer

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

G. M. Sardesai, Under Secretary, Industries and Labour.

Before Shri R. V. Kollali, Industrial Tribunal; Goa, Daman and Diu

Reference (IT-DGG) No. 27 of 1974

BETWEEN

1. V. M. Salgaocar & Brother Pvt. Ltd., and
2. Salgaocar Mining Industries Pvt. Ltd.

AND

Their Workmen

May it Please Your Worship:

Subsequent to this reference, the Union representing the Workmen namely the United Bargemen's Association, Vasco da Gama (Goa) have entered into a settlement with the management of M/s. V. M. Salgaocar & Bro. Pvt. Ltd., and M/s. Salgaocar Mining Industries Pvt. Ltd.

The Settlement was in respect of reference No. IT/6/76. Consequent to the settlement of the dispute the management and the Union in order to ensure harmonious relations between themselves, wish to settle this dispute on the following terms:—

(a) That the Management agree to drop their claims for recovery of wages without going into the merits of the case as whether the strike was legal or illegal in IT/GDT/27/74;

(b) That the Union also drops all its claims in the said matters.

(c) The Union agrees that this settlement will not be a precedent in the future for similar references.

The parties hereto thereafter pray that the reference be filed as settled.

Sd/-

V. M. Salgaocar & Brother Pvt Ltd.

Sd/-

Salgaocar Mining Industries Pvt. Ltd.

Panaji,

24th January, 1978.

Sd/-

General Secretary,
United Bargemen's Association
Vasco da Gama, Goa.

Order

No. CLE/1/CON/(27)/75/68/78-ILD

The following award given by the Industrial Tribunal on an industrial dispute between the workmen employed on barges and their employers/owners of all barges and Inland Vessels in Goa, is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (XIV of 1947).

G. M. Sardessai, Under Secretary (Industries and Labour).

Panaji, 22nd February, 1978.

Before Shri R. V. Kollali, Presiding Officer, Industrial Tribunal-Cum-Labour Court, Government of Goa, Daman and Diu
Dona Paula; Goa

Reference No. IT/6/78

Supplementary Award No. 4

1. The President/General Secretary, Goa Dock Labour Union, Vasco-da-Gama
2. The President/General Secretary, United Bargemen's Association, Vasco-da-Gama, Goa.

... First Party

V/s.

Employers/Owners of all Barges and Inland Vessels in Goa.

... 2nd Party

- i) M/s. Shaparia Dock & Steel Co. Pvt. Ltd., Vasco-da-Gama, Goa.

The above dispute between the Barge Crew and their various employers was referred for adjudication by this Tribunal and the details thereof have been set out in the partial award of this Tribunal published in the Official Gazette, Goa, Daman and Diu, dated 28-5-77, Series II, No. 8.

At Sr. No. 48 in the list of Barge Owners attached to the order of reference made by the Government, the company M/s. Shaparia Dock and Steel Co. Pvt. Ltd., Vasco-da-Gama figures. A notice for filing the claim statement on behalf of the Barge Crew employed by the said concern had been sent to the two union described above as forming the first party. No claim statement was however filed by either of the two unions of the 1st party.

However, a preliminary objection had been raised on behalf of the said employer that there was a subsisting settlement dated 12-2-1975 recorded under section 12(3) of the Industrial Disputes Act which rendered, the reference not tenable. Copies of the preliminary objections were served on the two unions of the first party. The Goa Dock Labour Union has taken no steps in the matter of preliminary objection. The other Union of the first party has filed a memo before this Tribunal conceding the validity of the preliminary objections and stating that the United Bargemen's Association which is the 2nd union referred to, does not desire to pursue, the reference in so far as it relates to M/s. Shaparia Dock and Steel Co. Pvt. Ltd., Vasco.

In view of the said memo, it is clear that the reference is not maintainable as there is no dispute between the Barge

Crew employed by M/s. Shaparia Dock and Steel Co. Pvt. Ltd., Vasco-da-Gama and the management thereof. The following supplementary award is therefore made in relation to the particular employer and the employees.

AWARD

In view of the subsisting settlement between the Barge Crew of M/s. Shaparia Dock and Steel Co. Pvt. Ltd., Vasco-da-Gama and the management of the Company, there is no dispute between the two for adjudication. The memo filed on behalf of the said Barge Crew by the United Bargemen's Association shall be annexed to and be read as part of this award.

Dated: — 21-1-1978,

(R. V. KOLLALI)

Place: — Dona Paula.

Presiding Officer.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary, Industries and Labour.

ANNEXURE

Before Shri Kollali, Presiding Officer, Industrial Tribunal,
Dona Paula

Reference (IT) No. 6 of 1976

BETWEEN

The Employers/owners of Barges and Inland water Vessels in Goa.

AND

The Barge Crew Employed under them.

In the matter of revisions of pay-scales, D.A. etc.

MAY IT PLEASE THE HON'ABLE TRIBUNAL

One of the employers concerned in the above Reference Vis. Shaparia Dock & Steel Co. Pvt. Ltd., Vasco da Gama has raised a preliminary objection to the maintainability of the Reference against the said Company in View of the subsisting Settlement dated 12th February 1975 reached under Section 12(3) of the Industrial Disputes Act, 1947. In view of the said preliminary objection the United Bargemen's Associations representing the bargecrew of the said Company does not desire to pursue the Reference against the said company and prays that the Reference against the said company be disposed of accordingly.

The Association desires to place on record that it has held negotiations with the above employer for the period subsequent to the expiry of the period of the aforesaid Settlement and is entering into a separate Settlement in respect of the demands of the bargecrew in conciliation proceedings under Section 12(3) of the Industrial Disputes Act, 1947.

Goa, dated, 22-12-1977.

For UNITED BARGEMEN'S ASSOCIATION

Sd/-

PRESIDENT.

Finance Department (Revenue and Control)

Order

No. Fin(Rev)/2-35/75(C)

The Government is pleased to constitute a State Level Prohibition Committee consisting of the following non-officials and officials:

Chairman — Law Minister.

Non-official Members

1. Shri R. D. Khalap, M. L. A.
2. Rev. Fr. R. Gonsalves, Apostolic Administrator of the Archdiocese of Goa and Daman, Panaji.
3. Shri N. L. Tandel, President, Daman Municipality, Daman.

4. Shri Vala Prasotam Kachra, Councillor, Diu Municipality, Diu.
5. Smt. Madhuri Thali, Chairman, Social Welfare Board, Panaji.
6. Fr. Anthony M. Gomes, Head Master, Our Lady of Perpetual Socorro High School, Cortalim, Goa.
7. Shri Damaciano Coelho, President, All Goa Toddy Tappers' Association, Navelim, Margao, Goa.
8. Shri N. B. Rao, Mapusa, Goa.

Official Members

1. Chief Secretary.
2. Finance Secretary — Member Secretary.

The Director of Social Welfare and Commissioner of Excise will be standing invitees. The Committee may also take anybody else as a special invitee.

The Committee will be responsible for drawing up a programme for introduction of prohibition in this Union Territory within certain time frame, suggest measures necessary for implementing the programme and review the progress made in this behalf from time to time.

The Committee will function for a period of one year in the first instance. This term may be extended by the Government.

The non-official members will be entitled to T.A./D.A. as admissible to Grade I Officers.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. S. Sukhtankar, Under Secretary (Finance).

Panaji, 21st February, 1978.

Government Press

Notice

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